

ESTTA Tracking number: **ESTTA743713**

Filing date: **05/02/2016**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

## Notice of Opposition

Notice is hereby given that the following party opposes registration of the indicated application.

### Opposer Information

Name	Ecolab USA Inc.
Granted to Date of previous extension	05/01/2016
Address	370 Wabasha Street North, ESC-F7610 Saint Paul, MN 55102 UNITED STATES
Attorney information	Scott W. Johnston Merchant & Gould P.C. P.O. Box 2910 Minneapolis, MN 55402-0910 UNITED STATES sjohnston@merchantgould.com, slindemeier@merchantgould.com Phone:612-371-5274

### Applicant Information

Application No	86440409	Publication date	11/03/2015
Opposition Filing Date	05/02/2016	Opposition Period Ends	05/01/2016
Applicant	Pro Form Products, Ltd. 604 McGeachie Drive Milton, Ontario, L9T3Y5 CANADA		

### Goods/Services Affected by Opposition

<p>Class 001. First Use: 0 First Use In Commerce: 0</p> <p>All goods and services in the class are opposed, namely: Rust inhibitors in the nature of an anti-corrosive coatings; chemical additives for enhancing the performance of combustion chamber, carburetor, intake valve and fuel injection cleaning; epoxy adhesives for fiberglass repair; adhesives and adhesive primers for vehicle bonding and repair; automobile brake system and power steering system leak sealants; automotive and vehicle body filler; finishing putty for automotive and vehicle body repair; fabric protectants for automotive fabrics; artificial and synthetic resin compound for use in automotive and vehicle body repair; chemical preparations, namely, cleaning solvents for automotive use; chemical coating compositions for automobiles and vehicles other than paint</p>
<p>Class 002. First Use: 0 First Use In Commerce: 0</p> <p>All goods and services in the class are opposed, namely: Automotive paints and coatings; primers; topcoats in the nature of lacquers or varnishes, colorants for use in lacquers, varnishes, paints, enamels, and stains; thinners for automotive paint and lacquers; removable temporary protective spray coating which protects all surfaces of a motor vehicle from paint overspray, contaminants and physical damage during the vehicle painting and repair process; protective coatings for vehicle, marine and industrial applications, namely, corrosion inhibitors, vehicle protectants, and metal and fiberglass surface protectants in the nature of coatings; anti-corrosive paints; undercoating for vehic-</p>

le chassis; undercoating for surfaces to be painted; automobile undercoating to protect undercarriage against rust and to reduce cabin noise; rust preventatives in the nature of a coating; epoxy and urethane coatings
<p>Class 003. First Use: 0 First Use In Commerce: 0</p> <p>All goods and services in the class are opposed, namely: Automotive tire, glass, and wheel cleaning preparations; cleaners, namely, multi-purpose cleaning and degreasing preparations for interior and exterior surfaces of automobiles, trucks and motorcycles; polymer sealants for cleaning, shining, conditioning and protecting automobile interior and exterior surfaces made of plastic, leather, rubber and wood; engine cleaners; automobile and vehicle wheel cleaners, namely, preparations for cleaning and polishing wheels and wire hub caps; kits consisting primarily of cleaning preparations and applicators for cleaning automobile wheels; cleaning preparations for wheel covers and tires; aluminum wheel wash and brightener preparations; tire cleaners, namely, preparations for cleaning, shining, and protecting tires; automotive paint and finish cleaners, washing solutions, pre-wax cleaners, conditioners and scratch removal solutions; automobile polish and wax in spray, liquid and paste form; automotive wax sprays, wax conditioners and wax cleaners; cleaning solutions for use in auto detailing; automotive upholstery and vinyl cleaners, spot removers, leather cleaning solutions and protectants; automotive plastic polishes; and automobile glass cleaners; rust removers; cleaning preparations for use with rustproofing and undercoating materials; cleaning preparations and solvents for automotive engines and batteries</p>
<p>Class 004. First Use: 0 First Use In Commerce: 0</p> <p>All goods and services in the class are opposed, namely: Lubricants, namely, penetrating oil; automotive products, namely, lubricants and rust penetrant lubricant; aerosol sprays for lubrication for automobiles; lubricants, greases and anti-seize compounds for use in vehicles</p>
<p>Class 007. First Use: 0 First Use In Commerce: 0</p> <p>All goods and services in the class are opposed, namely: Applicator guns and spray guns for dispensing or applying coating materials, sealants, adhesives, rustproofing materials, and cleaning solutions</p>
<p>Class 017. First Use: 0 First Use In Commerce: 0</p> <p>All goods and services in the class are opposed, namely: Adhesive backed polymeric film to be applied to automotive vehicles to deaden sound</p>
<p>Class 021. First Use: 0 First Use In Commerce: 0</p> <p>All goods and services in the class are opposed, namely: Fiberglass thread and fabric, fiberglass mat, tack cloth, polymer or metal repair screens for use with vehicle body filler materials; fiberglass repair kits consisting primarily of hardenable compositions in liquid, paste, or gel form, organic peroxide hardener, fiberglass cloth and mat reinforcement, and application, repair and sanding equipment, all for use in repairing and filling of fiberglass and metal vehicle bodies</p>

## Grounds for Opposition

Priority and likelihood of confusion	Trademark Act Section 2(d)
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## Marks Cited by Opposer as Basis for Opposition

U.S. Registration No.	3810696	Application Date	11/12/2009
Registration Date	06/29/2010	Foreign Priority Date	NONE
Word Mark	PROFORCE		

Design Mark	<b>PROFORCE</b>
Description of Mark	NONE
Goods/Services	Class 003. First use: First Use: 2009/09/30 First Use In Commerce: 2009/09/30 All purpose bleach

U.S. Registration No.	1320265	Application Date	11/12/1980
Registration Date	02/19/1985	Foreign Priority Date	NONE
Word Mark	PROFORCE		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 003. First use: First Use: 1980/08/18 First Use In Commerce: 1980/08/18 an Alkaline Water Soluble Solvent Emulsion Degreaser for Industrial Use De- signed to Remove Oils and Greases from Metals, Concrete and Most Painted Surfaces		

U.S. Registration No.	2691648	Application Date	09/13/2000
Registration Date	02/25/2003	Foreign Priority Date	NONE
Word Mark	PROFORCE		
Design Mark	<b>PROFORCE</b>		
Description of Mark	NONE		
Goods/Services	Class 003. First use: First Use: 2001/12/04 First Use In Commerce: 2001/12/04 BATHROOM CLEANERS, GROUT CLEANERS, FLOOR CLEANERS, FLOOR STRIPPERS, CARPET CLEANERS, SPOT REMOVERS, WOOD CLEANERS, GLASS CLEANERS, POLISHES, HAND SOAPS, DEGREASERS, [ GRAFFITI REMOVERS, ] MASONRY CLEANERS, DECK WASH, [ VEHICLE WASH, ]		

	ALL PURPOSE CLEANERS AND DRIVEWAY CLEANERS		
U.S. Registration No.	4006464	Application Date	01/10/2008
Registration Date	08/02/2011	Foreign Priority Date	NONE
Word Mark	PROFORCE		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 021. First use: First Use: 2008/07/01 First Use In Commerce: 2008/07/01 Cloths for cleaning; Disposable latex gloves for general use; Brooms; Empty spray bottles		

Attachments	77870871#TMSN.png( bytes ) 78025747#TMSN.png( bytes ) 77368220#TMSN.png( bytes ) 14409.22USTA.pdf(1038341 bytes )
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### Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Signature	/gcg/
Name	Gregory Golla
Date	05/02/2016

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

_____	)	
Ecolab USA Inc.,	)	Opposition No. _____
	)	
Opposer,	)	Mark: PRO FORCE
	)	
v.	)	Serial No.: 86440409
	)	
Pro Form Products, LTD,	)	Filing Date: Oct. 30, 2014
	)	
Applicant.	)	Publication Date: Nov. 03, 2015
_____	)	

**NOTICE OF OPPOSITION**

Ecolab USA Inc. (hereinafter “Opposer” or “Ecolab”), a Delaware corporation, located at Ecolab Center, 370 North Wabasha Street, St. Paul, Minnesota 55102, believes it will be damaged by the registration of the mark shown in Application Serial No. 86440409, filed Oct. 30, 2014, by Pro Form Products, Ltd. (hereinafter “Applicant”), and hereby opposes registration of the mark. The grounds for opposition are as follows:

1. Applicant’s mark published for opposition on Nov. 03, 2015. Opposer filed and the Board approved extensions of time to oppose Applicant’s mark until Sunday May 1, 2016. This Notice of Opposition is timely filed.

2. Applicant is seeking to register the mark PRO FORCE in connection with “rust inhibitors in the nature of an anti-corrosive coatings; chemical additives for enhancing the performance of combustion chamber, carburetor, intake valve and fuel injection cleaning; epoxy adhesives for fiberglass repair; adhesives and adhesive primers for vehicle bonding and repair; automobile brake system and power steering system leak sealants; automotive and vehicle body filler; finishing putty for automotive and vehicle body repair; fabric protectants for automotive

fabrics; artificial and synthetic resin compound for use in automotive and vehicle body repair; chemical preparations, namely, cleaning solvents for automotive use; chemical coating compositions for automobiles and vehicles other than paint” in International Class 1 and “Automotive paints and coatings; primers; topcoats in the nature of lacquers or varnishes, colorants for use in lacquers, varnishes, paints, enamels, and stains; thinners for automotive paint and lacquers; removable temporary protective spray coating which protects all surfaces of a motor vehicle from paint overspray, contaminants and physical damage during the vehicle painting and repair process; protective coatings for vehicle, marine and industrial applications, namely, corrosion inhibitors, vehicle protectants, and metal and fiberglass surface protectants in the nature of coatings; anti-corrosive paints; undercoating for vehicle chassis; undercoating for surfaces to be painted; automobile undercoating to protect undercarriage against rust and to reduce cabin noise; rust preventatives in the nature of a coating; epoxy and urethane coatings” in International Class 3; “Automotive paints and coatings; primers; topcoats in the nature of lacquers or varnishes, colorants for use in lacquers, varnishes, paints, enamels, and stains; thinners for automotive paint and lacquers; removable temporary protective spray coating which protects all surfaces of a motor vehicle from paint overspray, contaminants and physical damage during the vehicle painting and repair process; protective coatings for vehicle, marine and industrial applications, namely, corrosion inhibitors, vehicle protectants, and metal and fiberglass surface protectants in the nature of coatings; anti-corrosive paints; undercoating for vehicle chassis; undercoating for surfaces to be painted; automobile undercoating to protect undercarriage against rust and to reduce cabin noise; rust preventatives in the nature of a coating; epoxy and urethane coatings” in International Class 4; “Applicator guns and spray guns for dispensing or applying coating materials, sealants, adhesives, rustproofing materials, and

cleaning solutions” in International Class 7; “Adhesive backed polymeric film to be applied to automotive vehicles to deaden sound” in International Class 17; and “Fiberglass thread and fabric, fiberglass mat, tack cloth, polymer or metal repair screens for use with vehicle body filler materials; fiberglass repair kits consisting primarily of hardenable compositions in liquid, paste, or gel form, organic peroxide hardener, fiberglass cloth and mat reinforcement, and application, repair and sanding equipment, all for use in repairing and filling of fiberglass and metal vehicle bodies” in International Class 21;.

3. Ecolab is the leading global developer and marketer of premium cleaning, sanitizing, maintenance and repair products and services for a variety of markets, including but not limited to the automotive, vehicle, commercial, institutional, and industrial markets. Ecolab offers automotive and vehicle cleaning products, equipment and services, including cleaners, sanitizers, dispensers, and odor neutralizers.

4. Since at least 1980, Ecolab has been using the trademark PROFORCE to identify and promote its cleaning products.

5. Ecolab USA Inc. owns numerous registrations for its PROFORCE mark, including the following (collectively along with the common law usage referred to herein as "Opposer's PROFORCE Mark"):

<u>PROFORCE</u>	all purpose bleach	RN: 3810696 SN: 77870871
<u>PROFORCE</u>	an alkaline water soluble solvent emulsion degreaser for industrial use designed to remove oils and greases from metals, concrete and most painted surfaces	RN: 1320265 SN: 73285616
<u>PROFORCE</u>	bathroom cleaners, grout cleaners, floor cleaners, floor strippers, carpet cleaners, spot removers, wood cleaners, glass cleaners, polishes, hand soaps, degreasers, masonry cleaners, deck wash, all purpose cleaners and driveway cleaners	RN: 2691648 SN: 78025747

<u>PROFORCE</u>	cloths for cleaning; disposable latex gloves for general use; brooms; empty spray bottles	RN: 4006464 SN: 77368220
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Current printouts of information from the electronic database records of the USPTO showing the current status and title of the registrations are attached hereto as Exhibit A.

6. The registrations listed in the above table have not been canceled, are valid, and are now in full force and effect.

7. Registration Nos. 1320265; 3451123; and 2691648 are incontestable under Section 15 of the Lanham Act, 15 U.S.C. § 1065. Consequently, these registrations are conclusive evidence of the validity of the registered marks and of the registration of the marks, of Opposer's ownership of the marks, and of Opposer's exclusive right to use the registered marks in commerce under Section 33 of the Lanham Act, 15 U.S.C. § 1115.

8. Opposer has advertised and promoted Opposer's PROFORCE Mark continuously and extensively, and made substantial sales of products and services under said mark. As a result of such continuous use and promotion, Opposer's PROFORCE Mark has developed and represents valuable goodwill inuring to the benefit of Opposer.

9. There is no issue of priority concerning Application Serial No. 86440409 since Opposer used and registered Opposer's PROFORCE Mark prior to Applicant's Oct. 30, 2014, filing date. Opposer adopted and commenced use of Opposer's PROFORCE Mark as a trademark long before Applicant adopted or used the PRO FORCE mark. Opposer's usage of the term PROFORCE as a trademark commenced at least as early as 1980, nearly thirty-five (35) years prior to the filing date of Applicant's application for its PRO FORCE mark. Opposer therefore has priority over Applicant with respect to the marks at issue.



10. Upon information and belief, Applicant had knowledge of the fact that Opposer used the term PROFORCE as a trademark and had constructive knowledge of Opposer's PROFORCE registrations before it adopted the PRO FORCE mark.

11. Applicant's PRO FORCE mark is confusingly and deceptively similar to Opposer's previously used and duly registered PROFORCE Mark.

12. Applicant's PRO FORCE mark is similar in sight, sound and commercial impression to Opposer's PROFORCE Mark.

13. Applicant's alleged goods/services are closely related to Opposer's goods/services marketed and sold by Opposer in connection with Opposer's PROFORCE Mark. Applicant's goods/services overlap with Opposer's businesses, especially in the cleaning and automotive industries.

14. Upon information and belief, Opposer's goods/services and Applicant's goods/services are promoted in the same channels of trade to the same consumers or class of consumers.

15. Due to the similarity between Applicant's claimed mark, PRO FORCE, and Opposer's previously used and registered PROFORCE Mark, the closely related nature of the goods and services of the respective parties, customers and potential customers are likely to believe that Applicant's goods/services originate from Opposer, resulting in a likelihood of confusion in the marketplace, and damage to Opposer.

16. The use and registration by Applicant of the mark PRO FORCE for Applicant's goods/services is likely to cause confusion or to cause mistake or deception in the trade, and among purchasers and potential purchasers, with Opposer's previously used and registered PROFORCE Mark, again resulting in damage to Opposer.

17. Because of the closely related nature of the goods and services of the parties, and the similarity of the marks, use and registration of the term PRO FORCE by Applicant is likely to cause confusion, mistake, or deception that Applicant's goods/services are those of Opposer, or are otherwise endorsed, sponsored, or approved by Opposer for use with Opposer's goods/services causing further damage to Opposer.

18. Registration of the mark shown in Application Serial No. 86440409 will result in damage to Opposer under the provisions of Section 2 of the U.S. Trademark Act, 15 U.S.C. Section 1052, pursuant to the allegations stated above.

WHEREFORE, Opposer asks that its opposition to this application be sustained and that registration of the term PRO FORCE for the services set forth therein be refused.

**Please direct all correspondence to:**

**Scott W. Johnston  
MERCHANT & GOULD P.C.  
P.O. Box 2910  
Minneapolis, MN 55402-0910**

Opposer herein appoints John A. Clifford, Reg. No. 30,247; Gregory C. Golla; Andrew S. Ehard; Scott W. Johnston, Reg. No. 39,721; Danielle I. Mattessich; Christopher J. Schulte; William D. Schultz, and all other attorneys of the firm of Merchant & Gould P.C., its attorneys to transact all business in the U.S. Patent and Trademark Office relating to this matter with full power of substitution.

Respectfully submitted,

ECOLAB USA INC.  
By its Attorneys,

Date: May 2, 2016

/Gregory Golla/  
Scott W. Johnston  
Gregory Golla  
MERCHANT & GOULD P.C.  
80 South Eighth Street, Suite 3200  
Minneapolis, Minnesota 55402-2215  
(612) 332-5300

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing NOTICE OF OPPOSITION was served upon Applicant's counsel by First Class Mail, postage pre-paid, this 2nd day of May, 2016:

COLLEEN FLYNN GOSS  
FAY SHARPE LLP  
1228 EUCLID AVE  
CLEVELAND, OHIO UNITED STATES 44115-1834

/Gregory Golla/  
\_\_\_\_\_  
Scott Johnston  
Gregory Golla

**EXHIBIT A**

# United States of America

United States Patent and Trademark Office

## PROFORCE

**Reg. No. 3,810,696**

**Registered June 29, 2010**

**Int. Cl.: 3**

**TRADEMARK**

**PRINCIPAL REGISTER**

ECOLAB USA INC. (DELAWARE CORPORATION)  
370 WABASHA STREET NORTH  
SAINT PAUL, MN 55102

FOR: ALL PURPOSE BLEACH, IN CLASS 3 (U.S. CLS. 1, 4, 6, 50, 51 AND 52).

FIRST USE 9-30-2009; IN COMMERCE 9-30-2009.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PARTICULAR FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NOS. 1,320,265, 2,691,648, AND 3,451,123.

SER. NO. 77-870,871, FILED 11-12-2009.

PAUL F. GAST, EXAMINING ATTORNEY



*David J. Kypas*

Director of the United States Patent and Trademark Office

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Mark: PROFORCE

PROFORCE

US Serial Number: 77870871

Application Filing Date: Nov. 12, 2009

US Registration Number: 3810696

Registration Date: Jun. 29, 2010

Register: Principal

Mark Type: Trademark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Jun. 29, 2010

Publication Date: Apr. 13, 2010

## Mark Information

Mark Literal Elements: PROFORCE

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

## Related Properties Information

Claimed Ownership of US Registrations: 1320265, 2691648, 3451123

## Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \*..\* identify additional (new) wording in the goods/services.

For: All purpose bleach

International Class(es): 003 - Primary Class

U.S Class(es): 001, 004, 006, 050, 051, 052

Class Status: ACTIVE

Basis: 1(a)

First Use: Sep. 30, 2009

Use in Commerce: Sep. 30, 2009

## Basis Information (Case Level)

Filed Use: Yes	Currently Use: Yes	Amended Use: No
Filed ITU: No	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

## Current Owner(s) Information

Owner Name: Ecolab USA Inc.

Owner Address: 370 Wabasha Street North  
Saint Paul, MINNESOTA 55102  
UNITED STATES

Legal Entity Type: CORPORATION

State or Country: DELAWARE  
Where Organized:

## Attorney/Correspondence Information

### Attorney of Record

Attorney Name: Edward R. Courtney, Esq.

Docket Number: ECOLAB-6550

Attorney Primary Email Address: [edward.courtney@ecolab.com](mailto:edward.courtney@ecolab.com)

Attorney Email Authorized: No

### Correspondent

Correspondent Name/Address: EDWARD R. COURTNEY, ESQ.  
ECOLAB USA INC.  
370 WABASHA ST N  
SAINT PAUL, MINNESOTA 55102-1349  
UNITED STATES

Phone: 651.795.5978

Fax: 651.204.7522

Correspondent e-mail: [edward.courtney@ecolab.com](mailto:edward.courtney@ecolab.com)

Correspondent e-mail Authorized: No

Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
Jun. 29, 2010	REGISTERED-PRINCIPAL REGISTER	
Apr. 13, 2010	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Apr. 13, 2010	PUBLISHED FOR OPPOSITION	
Mar. 08, 2010	LAW OFFICE PUBLICATION REVIEW COMPLETED	68171
Mar. 08, 2010	ASSIGNED TO LIE	68171
Feb. 16, 2010	APPROVED FOR PUB - PRINCIPAL REGISTER	
Feb. 16, 2010	ASSIGNED TO EXAMINER	59959
Nov. 17, 2009	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Nov. 16, 2009	NEW APPLICATION ENTERED IN TRAM	

## TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Jun. 29, 2010



**Int. Cl.: 3**

**Prior U.S. Cl.: 52**

**United States Patent and Trademark Office**

**Reg. No. 1,320,265**

**Registered Feb. 19, 1985**

**TRADEMARK**  
**Principal Register**

**PROFORCE**

Airwick Industries, Inc. (New York corporation)  
111 Commerce Rd.  
Carlstadt, N.J. 07072

For: AN ALKALINE WATER SOLUBLE SOLVENT EMULSION DEGREASER FOR INDUSTRIAL USE DESIGNED TO REMOVE OILS AND GREASES FROM METALS, CONCRETE AND MOST PAINTED SURFACES, in CLASS 3 (U.S. Cl. 52).

First use Aug. 18, 1980; in commerce Aug. 18, 1980.

Ser. No. 285,616; filed Nov. 12, 1980.

GARY L. SHAFFER, Examining Attorney

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Mark: PROFORCE

US Serial Number: 73285616

Application Filing Date: Nov. 12, 1980

US Registration Number: 1320265

Registration Date: Feb. 19, 1985

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Feb. 09, 2015

Publication Date: Mar. 15, 1983

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## Mark Information

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Mark Literal Elements: PROFORCE

Standard Character Claim: No

Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

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## Goods and Services

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Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [..] indicate deleted goods/services;
- Double parenthesis ((..)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \*..\* identify additional (new) wording in the goods/services.

For: an Alkaline Water Soluble Solvent Emulsion Degreaser for Industrial Use Designed to Remove Oils and Greases from Metals, Concrete and Most Painted Surfaces

International Class(es): 003 - Primary Class

U.S Class(es): 052

Class Status: ACTIVE

Basis: 1(a)

First Use: Aug. 18, 1980

Use in Commerce: Aug. 18, 1980

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## Basis Information (Case Level)

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Filed Use: Yes	Currently Use: Yes	Amended Use: No
Filed ITU: No	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

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## Current Owner(s) Information

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**Owner Name:** ECOLAB USA INC.

**Owner Address:** 370 WABASHA STREET NORTH  
ESC-F7610  
SAINT PAUL, MINNESOTA 55102  
UNITED STATES

**Legal Entity Type:** CORPORATION

**State or Country** DELAWARE  
**Where Organized:**

## Attorney/Correspondence Information

### Attorney of Record

**Attorney Name:** Edward R. Courtney, Esq.

**Docket Number:** ECOLAB-03242

**Attorney Primary Email Address:** [edward.courtney@ecolab.com](mailto:edward.courtney@ecolab.com)

**Attorney Email Authorized:** Yes

### Correspondent

**Correspondent Name/Address:** Edward R. Courtney, Esq.  
Ecolab USA Inc.  
370 Wabasha Street North  
ESC-F7610  
St. Paul, MINNESOTA 55102  
UNITED STATES

**Phone:** 651.795.5978

**Fax:** 651.204.7522

**Correspondent e-mail:** [edward.courtney@ecolab.com](mailto:edward.courtney@ecolab.com)

**Correspondent e-mail Authorized:** Yes

**Domestic Representative - Not Found**

## Prosecution History

Date	Description	Proceeding Number
Feb. 09, 2015	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Feb. 09, 2015	REGISTERED AND RENEWED (SECOND RENEWAL - 10 YRS)	70132
Feb. 09, 2015	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	70132
Feb. 08, 2015	TEAS SECTION 8 & 9 RECEIVED	
Aug. 19, 2009	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Mar. 14, 2005	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	
Mar. 14, 2005	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Feb. 04, 2005	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Feb. 04, 2005	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Feb. 04, 2005	TEAS SECTION 8 & 9 RECEIVED	
Nov. 24, 2004	PAPER RECEIVED	
Aug. 25, 2004	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Feb. 11, 2004	REGISTERED - COMBINED SECTION 8 (10-YR) & SEC. 9 FILED	
Feb. 11, 2004	TEAS SECTION 8 & 9 RECEIVED	
May 08, 1990	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Mar. 13, 1990	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Mar. 11, 1985	SEC 7 REQUEST FILED	
Feb. 19, 1985	REGISTERED-PRINCIPAL REGISTER	
Dec. 12, 1984	OPPOSITION TERMINATED NO. 999999	67593
Nov. 19, 1984	OPPOSITION DISMISSED NO. 999999	67593
Jul. 19, 1983	OPPOSITION INSTITUTED NO. 999999	67593
Mar. 15, 1983	PUBLISHED FOR OPPOSITION	
Feb. 01, 1983	NOTICE OF PUBLICATION	
Jan. 27, 1983	APPROVED FOR PUB - PRINCIPAL REGISTER	
Apr. 05, 1982	NON-FINAL ACTION MAILED	
Mar. 23, 1982	ASSIGNED TO EXAMINER	
Dec. 11, 1981	ASSIGNED TO EXAMINER	
Mar. 24, 1981	ASSIGNED TO EXAMINER	

## Maintenance Filings or Post Registration Information

**Affidavit of Continued Use:** Section 8 - Accepted

**Affidavit of Incontestability:** Section 15 - Accepted

**Renewal Date:** Feb. 19, 2015

**Change in Registration:** Yes

**Correction made to Registration:** IN THE STATEMENT, COLUMN 1, LINE 1, "(NEW YORK CORPORATION)" SHOULD BE DELETED AND "(NEW JERSEY CORPORATION)" SHOULD BE INSERTED.

## TM Staff and Location Information

**TM Staff Information - None**

**File Location**

**Current Location:** GENERIC WEB UPDATE

**Date in Location:** Feb. 09, 2015

## Assignment Abstract Of Title Information

### Summary

**Total Assignments:** 4

**Registrant:** AIRWICK INDUSTRIES, INC.

### Assignment 1 of 4

**Conveyance:** MERGER 19821227NJ

**Reel/Frame:** 0442/0252

**Pages:** 8

**Date Recorded:** Jun. 06, 1983

**Supporting Documents:** No Supporting Documents Available

### Assignor

**Name:** AIRWICK INDUSTRIES, INC.

**Execution Date:** Feb. 07, 1983

**Legal Entity Type:** CORPORATION

**State or Country Where Organized:** NEW YORK

### Assignee

**Name:** AIRWICK INDUSTRIES, INC.

**Legal Entity Type:** CORPORATION

**State or Country Where Organized:** NEW JERSEY

**Address:** No Assignee Address Found

### Correspondent

**Correspondent Name:** CIBA-GEIGY CORPORATION

**Correspondent Address:** C/O FREDERICK H. RABIN  
ARDSLEY, NY 10502

**Domestic Representative - Not Found**

### Assignment 2 of 4

**Conveyance:** ASSIGNS THE ENTIRE INTEREST AND THE GOODWILL

**Reel/Frame:** 0538/0070

**Pages:** 7

**Date Recorded:** Aug. 28, 1986

**Supporting Documents:** No Supporting Documents Available

### Assignor

**Name:** AIRWICK INDUSTRIES, INC.

**Execution Date:** Aug. 01, 1986

**Legal Entity Type:** CORPORATION

**State or Country Where Organized:** NEW JERSEY

### Assignee

**Name:** ECONOMICS LABORATORY, INC.

**Legal Entity Type:** CORPORATION

**State or Country Where Organized:** DELAWARE

Address: 370 WABASHA AVENUE, OSBORN BLDG.  
SAINT PAUL, MINNESOTA 55102

Correspondent

Correspondent  
Name:

Correspondent No Correspondent Address Found  
Address:

Domestic Representative - Not Found

#### Assignment 3 of 4

Conveyance: CHANGE OF NAME 19861124

Reel/Frame: 0579/0102

Pages: 2

Date Recorded: Jun. 15, 1987

Supporting No Supporting Documents Available  
Documents:

Assignor

Name: ECONOMICS LABORATORY, INC.

Execution Date: Apr. 24, 1987

Legal Entity Type: UNKNOWN

State or Country No Place Where Organized Found  
Where Organized:

Assignee

Name: ECOLAB INC.

Legal Entity Type: UNKNOWN

State or Country No Place Where Organized Found  
Where Organized:

Address: No Assignee Address Found

Correspondent

Correspondent ECOLAB, INC.  
Name:

Correspondent LAW DEPT.  
Address: SAINT PAUL, MN 55102

Domestic Representative - Not Found

#### Assignment 4 of 4

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: 4037/0699

Pages: 5

Date Recorded: Jul. 15, 2009

Supporting assignment-tm-4037-0699.pdf  
Documents:

Assignor

Name: ECOLAB INC.

Execution Date: Jan. 01, 2009

Legal Entity Type: CORPORATION

State or Country DELAWARE  
Where Organized:

Assignee

Name: ECOLAB USA INC.

Legal Entity Type: CORPORATION

State or Country DELAWARE  
Where Organized:

Address: 370 WABASHA STREET NORTH  
ESC-F7610  
SAINT PAUL, MINNESOTA 55102

Correspondent

Correspondent EDWARD R. COURTNEY, ESQ.  
Name:

Correspondent 370 WABASHA STREET NORTH  
Address: ESC-F7610  
SAINT PAUL, MN 55102

Domestic Representative - Not Found

## Proceedings

Summary

Number of 1  
Proceedings:

**Type of Proceeding: Opposition**

Proceeding 91067593  
Number:

Filing Date: Apr 18, 1983

Status: Terminated

Status Date: Dec 12, 1984

Interlocutory THOMAS J QUINN  
Attorney:

**Defendant**

Name: AIRWICK INDUSTRIES, INC.

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
PROFORCE	Renewed	<u>73285616</u>	<u>1320265</u>

**Plaintiff(s)**

Name: B A F INDUSTRIES

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
PRO	Renewed	<u>72350353</u>	<u>924931</u>

**Prosecution History**

Entry Number	History Text	Date	Due Date
1	FILED	Apr 18, 1983	
2	PENDING, INSTITUTED	Jul 19, 1983	
3	ANSWER	Aug 22, 1983	
4	TRIAL DATES SET	Sep 13, 1983	
5	STIPULATION FOR AN EXTENSION OF TIME	Dec 02, 1983	
6	STIPULATION NOTED AND APPROVED	Dec 14, 1983	
7	PLAINTIFF'S RESPONSE TO DOCS/THINGS REQ	Dec 27, 1983	
8	PLAINTIFF'S RESPONSE TO INTERROGATORIES	Dec 28, 1983	
9	STIPULATION FOR AN EXTENSION OF TIME	Feb 10, 1984	
10	STIPULATION NOTED AND APPROVED	Feb 28, 1984	
11	STIPULATION FOR AN EXTENSION OF TIME	May 14, 1984	
12	STIPULATION NOTED AND APPROVED	May 25, 1984	
13	PLAINTIFF'S LETTER RE SETTLEMENT	Jun 29, 1984	
14	SUSPENDED	Jul 26, 1984	
15	WITHDRAWAL OF OPPOSITION	Oct 09, 1984	
16	BD'S DECISION: DISMISSED W/ PREJUDICE	Nov 19, 1984	
17	TERMINATED	Dec 12, 1984	

**Int. Cl.: 3**

**Prior U.S. Cls.: 1, 4, 6, 50, 51, and 52**

**United States Patent and Trademark Office**

**Reg. No. 2,691,648**

**Registered Feb. 25, 2003**

**TRADEMARK  
PRINCIPAL REGISTER**

**PROFORCE**

**KAY CHEMICAL COMPANY (NORTH CAROLINA CORPORATION)  
8300 CAPITAL DRIVE  
GREENSBORO, NC 27409**

**FOR: BATHROOM CLEANERS, GROUT CLEANERS, FLOOR CLEANERS, FLOOR STRIPPERS, CARPET CLEANERS, SPOT REMOVERS, WOOD CLEANERS, GLASS CLEANERS, POLISHES, HAND SOAPS, DEGREASERS, GRAFFITI REMOVERS, MASONRY CLEANERS, DECK WASH, VEHICLE**

**WASH, ALL PURPOSE CLEANERS AND DRIVEWAY CLEANERS, IN CLASS 3 (U.S. CLS. 1, 4, 6, 50, 51 AND 52).**

**FIRST USE 12-4-2001; IN COMMERCE 12-4-2001.**

**SN 78-025,747, FILED 9-13-2000.**

**MARIA-VICTORIA SUAREZ, EXAMINING ATTORNEY**

Generated on: This page was generated by TSDR on 2016-05-02 14:45:30 EDT

Mark: PROFORCE

PROFORCE

US Serial Number: 78025747

Application Filing Date: Sep. 13, 2000

US Registration Number: 2691648

Registration Date: Feb. 25, 2003

Register: Principal

Mark Type: Trademark

Status: The registration has been renewed.

Status Date: Jan. 31, 2013

Publication Date: Jul. 03, 2001

Notice of Allowance Date: Sep. 25, 2001

## Mark Information

Mark Literal Elements: PROFORCE

Standard Character Claim: No

Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

## Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((.)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \*..\* identify additional (new) wording in the goods/services.

For: BATHROOM CLEANERS, GROUT CLEANERS, FLOOR CLEANERS, FLOOR STRIPPERS, CARPET CLEANERS, SPOT REMOVERS, WOOD CLEANERS, GLASS CLEANERS, POLISHES, HAND SOAPS, DEGREASERS, [ GRAFFITI REMOVERS, ] MASONRY CLEANERS, DECK WASH, [ VEHICLE WASH, ] ALL PURPOSE CLEANERS AND DRIVEWAY CLEANERS

International Class(es): 003 - Primary Class

U.S Class(es): 001, 004, 006, 050, 051, 052

Class Status: ACTIVE

Basis: 1(a)

First Use: Dec. 04, 2001

Use in Commerce: Dec. 04, 2001

## Basis Information (Case Level)

Filed Use: No	Currently Use: Yes	Amended Use: No
Filed ITU: Yes	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

## Current Owner(s) Information

Owner Name: ECOLAB USA INC.

Owner Address: 370 WABASHA STREET NORTH  
SAINT PAUL, MINNESOTA 55102  
UNITED STATES



Legal Entity Type: CORPORATION

State or Country DELAWARE  
Where Organized:

## Attorney/Correspondence Information

### Attorney of Record

Attorney Name: Edward R. Courtney, Esq.

Docket Number: ECOLAB-03243

Attorney Primary [edward.courtney@ecolab.com](mailto:edward.courtney@ecolab.com)

Attorney Email Yes

Email Address:

Authorized:

### Correspondent

Correspondent Edward R. Courtney, Esq.

Name/Address: Ecolab USA Inc.  
370 Wabasha Street North  
ESC-F7610  
St. Paul, MINNESOTA 55102  
UNITED STATES

Phone: 651.795.5978

Fax: 651.204.7522

Correspondent e-mail: [edward.courtney@ecolab.com](mailto:edward.courtney@ecolab.com)

Correspondent e-mail Authorized: Yes

Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
Jan. 31, 2013	NOTICE OF ACCEPTANCE OF SEC. 8 & 9 - E-MAILED	
Jan. 31, 2013	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	68502
Jan. 31, 2013	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	68502
Jan. 31, 2013	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	68502
Jan. 15, 2013	TEAS SECTION 8 & 9 RECEIVED	
Aug. 19, 2009	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Jan. 26, 2009	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	60234
Jan. 13, 2009	ASSIGNED TO PARALEGAL	60234
Jan. 09, 2009	TEAS SECTION 8 & 15 RECEIVED	
Feb. 27, 2008	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Feb. 15, 2008	CASE FILE IN TIGRS	
Feb. 25, 2003	REGISTERED-PRINCIPAL REGISTER	
Jan. 04, 2003	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Dec. 20, 2002	EXAMINERS AMENDMENT MAILED	
Sep. 19, 2002	FINAL REFUSAL MAILED	
Jul. 26, 2002	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Jul. 26, 2002	PAPER RECEIVED	
Apr. 04, 2002	NON-FINAL ACTION MAILED	
Mar. 14, 2002	STATEMENT OF USE PROCESSING COMPLETE	
Mar. 05, 2002	USE AMENDMENT FILED	
Sep. 25, 2001	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Jul. 03, 2001	PUBLISHED FOR OPPOSITION	
Jun. 20, 2001	NOTICE OF PUBLICATION	
Mar. 22, 2001	APPROVED FOR PUB - PRINCIPAL REGISTER	
Mar. 22, 2001	EXAMINER'S AMENDMENT MAILED	
Mar. 09, 2001	NON-FINAL ACTION MAILED	
Feb. 28, 2001	ASSIGNED TO EXAMINER	76625

## Maintenance Filings or Post Registration Information

Affidavit of Section 8 - Accepted  
Continued Use:

Affidavit of Section 15 - Accepted  
Incontestability:

Renewal Date: Feb. 25, 2013

## TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Jan. 31, 2013

## Assignment Abstract Of Title Information

### Summary

Total Assignments: 2

Registrant: Kay Chemical Company

### Assignment 1 of 2

Conveyance: MERGER EFFECTIVE 06302006

Reel/Frame: 3723/0229

Pages: 8

Date Recorded: Feb. 22, 2008

Supporting Documents: assignment-tm-3723-0229.pdf

Name: PROFORCE INC.

Legal Entity Type: CORPORATION

Assignor

Execution Date: Jun. 30, 2006

State or Country NORTH CAROLINA  
Where Organized:

Assignee

Name: ECOLAB INC.

Legal Entity Type: CORPORATION

State or Country DELAWARE  
Where Organized:

Address: 370 WABASHA STREET N  
ST. PAUL, MINNESOTA 55102

Correspondent

Correspondent Name: EDWARD R. COURTNEY

Correspondent Address: 370 WABASHA STREET N  
ESC/F7  
ST. PAUL, MN 55102

Domestic Representative - Not Found

### Assignment 2 of 2

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: 4037/0699

Pages: 5

Date Recorded: Jul. 15, 2009

Supporting Documents: assignment-tm-4037-0699.pdf

Name: ECOLAB INC.

Legal Entity Type: CORPORATION

Assignor

Execution Date: Jan. 01, 2009

State or Country DELAWARE  
Where Organized:

Assignee

Name: ECOLAB USA INC.

Legal Entity Type: CORPORATION

State or Country DELAWARE  
Where Organized:

Address: 370 WABASHA STREET NORTH  
ESC-F7610  
SAINT PAUL, MINNESOTA 55102

Correspondent

Correspondent Name: EDWARD R. COURTNEY, ESQ.

Correspondent Address: 370 WABASHA STREET NORTH  
ESC-F7610  
SAINT PAUL, MN 55102

**Domestic Representative - Not Found**

# United States of America

United States Patent and Trademark Office

## PROFORCE

**Reg. No. 4,006,464**

**Registered Aug. 2, 2011**

**Int. Cl.: 21**

**TRADEMARK**

**PRINCIPAL REGISTER**

ECOLAB USA INC. (DELAWARE CORPORATION)  
370 WABASHA STREET NORTH  
ESC-F7610  
SAINT PAUL, MN 55102

FOR: CLOTHS FOR CLEANING; DISPOSABLE LATEX GLOVES FOR GENERAL USE;  
BROOMS; EMPTY SPRAY BOTTLES, IN CLASS 21 (U.S. CLS. 2, 13, 23, 29, 30, 33, 40 AND  
50).

FIRST USE 7-1-2008; IN COMMERCE 7-1-2008.

THE MARK CONSISTS OF STANDARD CHARACTERS WITHOUT CLAIM TO ANY PAR-  
TICULAR FONT, STYLE, SIZE, OR COLOR.

OWNER OF U.S. REG. NO. 2,691,648.

SN 77-368,220, FILED 1-10-2008.

JEAN IM, EXAMINING ATTORNEY



*David J. Kypas*

Director of the United States Patent and Trademark Office

**REQUIREMENTS TO MAINTAIN YOUR FEDERAL  
TRADEMARK REGISTRATION**

**WARNING: YOUR REGISTRATION WILL BE CANCELLED IF YOU DO NOT FILE THE  
DOCUMENTS BELOW DURING THE SPECIFIED TIME PERIODS.**

**Requirements in the First Ten Years\***  
**What and When to File:**

**First Filing Deadline:** You must file a Declaration of Use (or Excusable Nonuse) between the 5th and 6th years after the registration date. See 15 U.S.C. §§1058, 1141k. If the declaration is accepted, the registration will continue in force for the remainder of the ten-year period, calculated from the registration date, unless cancelled by an order of the Commissioner for Trademarks or a federal court.

**Second Filing Deadline:** You must file a Declaration of Use (or Excusable Nonuse) and an Application for Renewal between the 9th and 10th years after the registration date.\*  
See 15 U.S.C. §1059.

**Requirements in Successive Ten-Year Periods\***  
**What and When to File:**

You must file a Declaration of Use (or Excusable Nonuse) and an Application for Renewal between every 9th and 10th-year period, calculated from the registration date.\*

**Grace Period Filings\***

The above documents will be accepted as timely if filed within six months after the deadlines listed above with the payment of an additional fee.

**The United States Patent and Trademark Office (USPTO) will NOT send you any future notice or  
reminder of these filing requirements.**

**\*ATTENTION MADRID PROTOCOL REGISTRANTS:** The holder of an international registration with an extension of protection to the United States under the Madrid Protocol must timely file the Declarations of Use (or Excusable Nonuse) referenced above directly with the USPTO. The time periods for filing are based on the U.S. registration date (not the international registration date). The deadlines and grace periods for the Declarations of Use (or Excusable Nonuse) are identical to those for nationally issued registrations. See 15 U.S.C. §§1058, 1141k. However, owners of international registrations do not file renewal applications at the USPTO. Instead, the holder must file a renewal of the underlying international registration at the International Bureau of the World Intellectual Property Organization, under Article 7 of the Madrid Protocol, before the expiration of each ten-year term of protection, calculated from the date of the international registration. See 15 U.S.C. §1141j. For more information and renewal forms for the international registration, see <http://www.wipo.int/madrid/en/>.

**NOTE:** Fees and requirements for maintaining registrations are subject to change. Please check the USPTO website for further information. With the exception of renewal applications for registered extensions of protection, you can file the registration maintenance documents referenced above online at <http://www.uspto.gov>.

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Mark: PROFORCE

PROFORCE

US Serial Number: 77368220

Application Filing Date: Jan. 10, 2008

US Registration Number: 4006464

Registration Date: Aug. 02, 2011

Filed as TEAS Yes  
Plus:

Currently TEAS Yes  
Plus:

Register: Principal

Mark Type: Trademark

Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.

Status Date: Aug. 02, 2011

Publication Date: Apr. 29, 2008

Notice of Allowance Date: Jul. 22, 2008

## Mark Information

Mark Literal Elements: PROFORCE

Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

Mark Drawing Type: 4 - STANDARD CHARACTER MARK

## Related Properties Information

Claimed Ownership of US Registrations: 2691648

## Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \*...\* identify additional (new) wording in the goods/services.

For: Cloths for cleaning; Disposable latex gloves for general use; Brooms; Empty spray bottles

International Class(es): 021 - Primary Class

U.S Class(es): 002, 013, 023, 029, 030, 033, 040, 050

Class Status: ACTIVE

Basis: 1(a)

First Use: Jul. 01, 2008

Use in Commerce: Jul. 01, 2008

## Basis Information (Case Level)

Filed Use: No  
Filed ITU: Yes  
Filed 44D: No  
Filed 44E: No  
Filed 66A: No  
Filed No Basis: No

Currently Use: Yes  
Currently ITU: No  
Currently 44D: No  
Currently 44E: No  
Currently 66A: No  
Currently No Basis: No

Amended Use: No  
Amended ITU: No  
Amended 44D: No  
Amended 44E: No

## Current Owner(s) Information

**Owner Name:** ECOLAB USA INC.

**Owner Address:** 370 WABASHA STREET NORTH  
ESC-F7610  
SAINT PAUL, MINNESOTA UNITED STATES 55102

**Legal Entity Type:** CORPORATION

**State or Country** DELAWARE  
**Where Organized:**

## Attorney/Correspondence Information

**Attorney of Record - None**

**Correspondent**

**Correspondent Name/Address:** EDWARD R. COURTNEY  
ECOLAB INC.  
370 WABASHA STREET N.  
ESC/F7  
ST. PAUL, MINNESOTA UNITED STATES 55102

**Phone:** 651-795-5978

**Fax:** 651-204-7522

**Correspondent e-mail:** [edward.courtney@ecolab.com](mailto:edward.courtney@ecolab.com)

**Correspondent e-mail Authorized:** No

**Domestic Representative - Not Found**

## Prosecution History

Date	Description	Proceeding Number
Aug. 02, 2011	REGISTERED-PRINCIPAL REGISTER	
Jun. 28, 2011	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Jun. 27, 2011	LAW OFFICE REGISTRATION REVIEW COMPLETED	68171
Jun. 24, 2011	ASSIGNED TO LIE	68171
Jun. 21, 2011	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jun. 12, 2011	STATEMENT OF USE PROCESSING COMPLETE	61813
Jun. 07, 2011	USE AMENDMENT FILED	61813
Jun. 07, 2011	TEAS STATEMENT OF USE RECEIVED	
Jan. 04, 2011	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Jan. 03, 2011	EXTENSION 5 GRANTED	61813
Dec. 14, 2010	EXTENSION 5 FILED	61813
Dec. 14, 2010	TEAS EXTENSION RECEIVED	
Jul. 20, 2010	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Jul. 16, 2010	EXTENSION 4 GRANTED	98765
Jul. 16, 2010	EXTENSION 4 FILED	98765
Jul. 16, 2010	TEAS EXTENSION RECEIVED	
Feb. 11, 2010	EXTENSION 3 GRANTED	61813
Jan. 08, 2010	EXTENSION 3 FILED	61813
Feb. 11, 2010	CASE ASSIGNED TO INTENT TO USE PARALEGAL	61813
Jan. 08, 2010	TEAS EXTENSION RECEIVED	
Aug. 19, 2009	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Jul. 17, 2009	EXTENSION 2 GRANTED	76569
Jun. 04, 2009	EXTENSION 2 FILED	76569
Jul. 15, 2009	FAX RECEIVED	
Jul. 09, 2009	ITU OFFICE ACTION ISSUED FOR EXTENSION REQUEST	76569
Jun. 08, 2009	ITU OFFICE ACTION ISSUED FOR EXTENSION REQUEST	76569
Jun. 04, 2009	TEAS EXTENSION RECEIVED	
Jan. 09, 2009	EXTENSION 1 GRANTED	76569
Dec. 19, 2008	EXTENSION 1 FILED	76569
Jan. 09, 2009	CASE ASSIGNED TO INTENT TO USE PARALEGAL	76569
Dec. 19, 2008	TEAS EXTENSION RECEIVED	

Jul. 22, 2008 NOA MAILED - SOU REQUIRED FROM APPLICANT  
Apr. 29, 2008 PUBLISHED FOR OPPOSITION  
Apr. 09, 2008 NOTICE OF PUBLICATION  
Mar. 25, 2008 LAW OFFICE PUBLICATION REVIEW COMPLETED  
Mar. 25, 2008 ASSIGNED TO LIE  
Mar. 10, 2008 APPROVED FOR PUB - PRINCIPAL REGISTER  
Mar. 10, 2008 ASSIGNED TO EXAMINER  
Jan. 15, 2008 NOTICE OF PSEUDO MARK MAILED  
Jan. 14, 2008 NEW APPLICATION ENTERED IN TRAM

76537

76537

76615

## TM Staff and Location Information

### TM Staff Information - None

#### File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Jun. 27, 2011

## Assignment Abstract Of Title Information

### Summary

Total Assignments: 1

Registrant: ECOLAB USA INC.

### Assignment 1 of 1

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: 4037/0699

Pages: 5

Date Recorded: Jul. 15, 2009

Supporting Documents: [assignment-tm-4037-0699.pdf](#)

#### Assignor

Name: ECOLAB INC.

Execution Date: Jan. 01, 2009

Legal Entity Type: CORPORATION

State or Country DELAWARE  
Where Organized:

#### Assignee

Name: ECOLAB USA INC.

Legal Entity Type: CORPORATION

State or Country DELAWARE  
Where Organized:

Address: 370 WABASHA STREET NORTH  
ESC-F7610  
SAINT PAUL, MINNESOTA 55102

#### Correspondent

Correspondent Name: EDWARD R. COURTNEY, ESQ.

Correspondent Address: 370 WABASHA STREET NORTH  
ESC-F7610  
SAINT PAUL, MN 55102

Domestic Representative - Not Found